No. 54

MICHIGAN SENATE

DAILY CALENDAR

WEDNESDAY, JUNE 4, 2003 10:00 a.m.

MESSAGES FROM THE GOVERNOR THIRD READING OF BILLS ____ 1 ____ _____ 5 _____ 4259 Rep. Pappageorge SB **195** Sen. Toy HB Local government; public services; certain city managed Law enforcement; other; public safety communications; water and sewer systems; provide for regionalization of. allow use of radio towers. Amends sec. 3 of 1929 PA 152 (MCL 28.283). Creates new act. I.E. House, March 25, 2003. Vetoed by Governor, Friday, March 21. For text of veto message, see Senate Journal No. 30, House substitute (H-1). Reported by Committee on Judiciary. page 341. Senate substitute (S-1). Veto pending. Committee recommended I.E. MESSAGES FROM THE HOUSE HB **4219** Rep. Woronchak Use tax; exemptions; tangible personal property brought — 2 —— into this state 90 days after purchase; provide exemption. SB 239 Sen. George Amends sec. 3 of 1937 PA 94 (MCL 205.93). Counties; funds; grants to nonprofit corporations for eco-House substitute (H-1). nomic development initiatives; allow in certain cases. Reported by Committee on Finance. Amends sec. 11 of 1851 PA 156 (MCL 46.11). Senate substitute (S-1). I.E. House, May 1, 2003. For Senate amendments, see Senate Journal No. 53, Returned from House with House substitute (H-1), page 709. Thursday, May 8; laid over under the rules. Committee recommended I.E. Committee recommended I.E. ____ 7 _____ ___ 3 _____ SB 271 Sen. Cropsey SB 395 Sen. McManus Corrections; state facilities; Ionia maximum correctional Health; abortion; definition of legal birth; clarify. facility; rename to Jack Welborn correctional facility. Creates new act. Amends 1953 PA 232 (MCL 791.201 - 791.283) by add-I.E. House, May 14, 2003. ing sec. 20d. Returned from House with House substitute (H-1), Reported by Committee on Local, Urban and State Thursday, May 15; laid over under the rules. Affairs. Committee recommended I.E. Committee recommended I.E. ____ 8 _____ HB 4238 Rep. Rivet HB 4008 Rep. Palmer Traffic control; traffic regulation; amount of property damage to require an accident report; increase. Income tax; property tax credit; special assessments for Amends sec. 622 of 1949 PA 300 (MCL 257.622). I.E. House, March 27, 2003. property taxes.

I.E. Senate, May 21, 2003.

rules.

page 663.

Returned from House with amendment to Senate sub-

For House amendment, see Senate Journal No. 51,

stitute (S-1), Wednesday, May 28; laid over under the

fire and advanced life support; include in definition of

Amends sec. 512 of 1967 PA 281 (MCL 206.512).

I.E. House, April 10, 2003.

House substitute (H-3)*.

Reported by Committee on Finance.

Senate substitute (S-2).

THIRD READING OF BILLS

____ 9 ____

SB 23 Sen. Sanborn

Income tax; property tax credit; tax credit for special assessments for police, fire, and advanced life support; provide for.

Amends sec. 512 of 1967 PA 281 (MCL 206.512).

Reported by Committee on Finance.

Senate substitute (S-2).

For Senate amendment, see Senate Journal No. 53, page 709.

Committee recommended I.E.

____ 10 ____

HB 4197 Rep. Ward

Economic development; local development financing; definition of "urban township"; revise.

Amends sec. 2 of 1986 PA 281 (MCL 125.2152).

I.E. House, April 1, 2003.

House substitute (H-2).

Reported by Committee on Commerce and Labor.

Committee recommended I.E.

GENERAL ORDERS

— 11 ——

HB 4154 Rep. Casperson

Transportation; carriers; trucks hauling logs or tubular products; revise tie-down requirements under certain circumstances.

Amends secs. 719 & 720 of 1949 PA 300 (MCL 257.719 & 257.720).

I.E. House, April 3, 2003.

For House amendments, see House Journal No. 28, page 347.

Committee recommended I.E.

____ 12 _____

SB 99 Sen. Jacobs

Labor; hours and wages; leave time for donation of anatomical gifts; provide for.

Creates new act.

Reported by Committee on Commerce and Labor. Senate substitute (S-3).

Committee recommended I.E.

HB 4087 Rep. Moolenaar

Natural resources; other; regulation of groundwater withdrawals; provide for.

Amends 1994 PA 451 (MCL 324.101 - 324.90106) by adding pt. 317.

I.E. House, February 27, 2003.

House substitute (H-4).

Reported by Committee on Natural Resources and Environmental Affairs.

Senate substitute (S-3).

Committee recommended I.E.

GENERAL ORDERS

SB 337 Sen. Johnson

Housing; other; requirement for class "A" multiple dwellings to be equipped with a fire alarm system; provide for

Amends 1917 PA 167 (MCL 125.401 - 125.543) by adding sec. 82a.

Reported by Committee on Local, Urban and State Affairs.

Committee recommended I.E.

____ 15 _____

SB 338 Sen. Johnson

Economic development; downtown development authorities; requirement for equipping a historic site with a fire alarm system; provide for.

Amends secs. 1 & 29 of 1975 PA 197 (MCL 125.1651 & 125.1679).

Reported by Committee on Local, Urban and State Affairs.

Committee recommended I.E.

_____ 16 _____

SB 339 Sen. Bishop

State; historic sites; requirement for building, facility, or structure in a proposed historic district to be equipped with a fire alarm system; provide for.

Amends secs. 1a & 3 of 1970 PA 169 (MCL 399.201a & 399.203).

Reported by Committee on Local, Urban and State Affairs.

Committee recommended I.E.

SB 352 Sen. Thomas

Holidays; Cesar Chavez day; establish as March 31.

Creates new act.

Reported by Committee on Local, Urban and State Affairs.

Committee recommended I.E.

SB 189 Sen. Hammerstrom

Occupations; social workers; social workers meeting certain requirements; license.

Amends secs. 16263, 18501, 18503, 18505, 18507, 18509, 18511, 18513 & 18515 of 1978 PA 368 (MCL 333.16263 et seq.) & adds secs. 18504, 18506 & 18516.

Reported by Committee on Health Policy.

Committee recommended I.E.

HB 4300 Rep. Wenke

Counties; funds; contributions of county general fund money to establish a revolving loan fund; allow under certain circumstances.

Amends title & sec. 2 of 1913 PA 380 (MCL 123.872).

I.E. House, May 1, 2003.

House substitute (H-1).

Reported by Committee on Local, Urban and State Affairs.

GENERAL ORDERS

— 20 —

SB 230 Sen. Bernero

Housing; other; procedure for a building to be removed if structure remains vacant or boarded for a period of 24 consecutive months; provide for.

Amends sec. 134 of 1917 PA 167 (MCL 125.534).

Reported by Committee on Local, Urban and State Affairs.

Senate substitute (S-1).

Committee recommended I.E.

SB 379 Sen. Birkholz

Cities; home rule; procedures to approve annexation petition; revise.

Amends secs. 9 & 9b of 1909 PA 279 (MCL 117.9 & 117.9b) & adds secs. 9c, 9d & 9e.

Reported by Committee on Local, Urban and State Affairs.

Committee recommended I.E.

____ 22 _____

SB 380 Sen. Toy

Villages; general law; home rule village procedures to approve annexation petition; revise.

Amends secs. 4 & 5 of 1909 PA 278 (MCL 78.4 & 78.5) & adds sec. 5b.

Reported by Committee on Local, Urban and State Affairs.

Committee recommended I.E.

____ 23 _____

SB 381 Sen. Sanborn

State; boundaries; voting requirement for annexation by home rule city; revise.

Amends sec. 11b of 1968 PA 191 (MCL 123.1011b).

Reported by Committee on Local, Urban and State Affairs.

Committee recommended I.E.

SB 382 Sen. Gilbert

Townships; general law; procedures to approve annexation petition; revise.

Amends 1846 RS 16 (MCL 41.1a - 41.110c) by adding sec. 104a.

Reported by Committee on Local, Urban and State Affairs.

Committee recommended I.E.

SB 384 Sen. Barcia

Cities; home rule; procedures to approve annexation petition; revise.

Amends sec. 34 of 1947 PA 359 (MCL 42.34).

Reported by Committee on Local, Urban and State Affairs.

Committee recommended I.E.

GENERAL ORDERS

— 26 ———

SB 383 Sen. Basham

Villages; general law; procedures to approve annexation petition; revise.

Amends sec. 6, ch. XIV of 1895 PA 3 (MCL 74.6) & adds sec. 6b to ch. XIV.

Reported by Committee on Local, Urban and State Affairs.

Senate substitute (S-1).

Committee recommended I.E.

— 27 ——

SB 472 Sen. Gilbert

Transportation; funds; procedure for county road commission to abandon a road or street within its jurisdiction; provide for.

Amends sec. 18 of 1909 PA 283 (MCL 224.18).

Reported by Committee on Transportation.

Senate substitute (S-1).

Committee recommended I.E.

– 28 **–**

HB 4511 Rep. Pappageorge

Administrative procedure; joint committee; procedure for objecting to rules; modify.

Amends secs. 45 & 45a of 1969 PA 306 (MCL 24.245 & 24.245a).

I.E. House, May 1, 2003.

Reported by Committee on Government Operations.

For Senate amendment, see Senate Journal No. 51, page 675.

Committee recommended I.E.

— 29 —

HB 4556 Rep. Bieda

Income tax; income; winnings from a casino or race-track; include as taxable income.

Amends sec. 110 of 1967 PA 281 (MCL 206.110).

I.E. House, May 1, 2003.

Reported by Committee on Finance.

Committee recommended I.E.

— 30 —

HB 4557 Rep. Farrah

Income tax; income; definition of business income; revise.

Amends sec. 4 of 1967 PA 281 (MCL 206.4).

I.E. House, May 1, 2003.

For House amendment, see House Journal No. 34, page 464.

Reported by Committee on Finance.

Senate substitute (S-1).

Committee recommended I.E.

— 31 —

HB 4558 Rep. Condino

Income tax; other; definition of tax; revise to include nonresident members of a flow-through entity.

Amends sec. 22 of 1967 PA 281 (MCL 206.22).

I.E. House, May 8, 2003.

Reported by Committee on Finance.

GENERAL ORDERS

— 32 ——

HB 4559 Rep. Condino

Income tax; other; definition of taxpayer; revise to include nonresident member of a flow-through entity.

Amends sec. 26 of 1967 PA 281 (MCL 206.26).

I.E. House, May 8, 2003.

Reported by Committee on Finance.

Committee recommended I.E.

____ 33 _____

HB 4560 Rep. Zelenko

Income tax; other; nonresident with only source of income in Michigan from a flow-through entity; allow to be included in a composite income tax return.

Amends sec. 315 of 1967 PA 281 (MCL 206.315).

I.E. House, May 8, 2003.

Reported by Committee on Finance.

Committee recommended I.E.

— 34 ——

HB 4561 Rep. O'Neil

Income tax; deductions; withholding taxes on flow-through entity; establish.

Amends sec. 351 of 1967 PA 281 (MCL 206.351).

I.E. House, May 8, 2003.

House substitute (H-1).

Reported by Committee on Finance.

Committee recommended I.E.

____ 35 _____

HB 4562 Rep. Zelenko

Income tax; collections; administration, collection, and enforcement provisions; include flow-through entity.

Amends sec. 355 of 1967 PA 281 (MCL 206.355).

I.E. House, May 8, 2003.

House substitute (H-1).

Reported by Committee on Finance.

Senate substitute (S-1).

Committee recommended I.E.

____ 36 _____

HB 4563 Rep. Farrah

Income tax; forms; statement of compensation paid and taxes withheld and certain other forms; require flow-through entity to provide.

Amends sec. 365 of 1967 PA 281 (MCL 206.365).

I.E. House, May 8, 2003.

House substitute (H-1).

Reported by Committee on Finance.

Committee recommended I.E.

___ 37 _____

HB 4564 Rep. Minore

Income tax; other; requesting a certificate of dissolution or certificate of withdrawal from state; require all business entities to request.

Amends sec. 451 of 1967 PA 281 (MCL 206.451).

I.E. House, May 8, 2003.

Reported by Committee on Finance.

Committee recommended I.E.

GENERAL ORDERS

— 38 ——

HB 4565 Rep. Farrah

Income tax; other; flow-through entity; define.

Amends sec. 12 of 1967 PA 281 (MCL 206.12).

I.E. House, May 8, 2003.

House substitute (H-1).

Reported by Committee on Finance.

Committee recommended I.E.

– 39 **–**

HB 4567 Rep. Condino

Taxation; other; tax liability on businesses selling or quitting business; establish liabilities of members, managers, and partners.

Amends sec. 27a of 1941 PA 122 (MCL 205.27a).

I.E. House, May 8, 2003.

House substitute (H-1).

Reported by Committee on Finance.

Committee recommended I.E.

— 40 ———

HB 4568 Rep. Zelenko

Sales tax; collections; liability at dissolution; revise.

Amends sec. 15 of 1933 PA 167 (MCL 205.65).

I.E. House, May 8, 2003.

House substitute (H-1).

Reported by Committee on Finance.

Committee recommended I.E.

— 41 ——

HB 4569 Rep. Farrah

Use tax; collections; liability of officers at dissolution; revise.

Amends sec. 6 of 1937 PA 94 (MCL 205.96).

I.E. House, May 8, 2003.

House substitute (H-1).

Reported by Committee on Finance.

Committee recommended I.E.

— 42 —

HB 4310 Rep. Meyer

Trade; other; grain dealers act; prohibit disclosure of identity of individuals reporting violations under freedom of information act.

Amends sec. 25 of 1939 PA 141 (MCL 285.85).

I.E. House, May 6, 2003.

Reported by Committee on Agriculture, Forestry and Tourism.

Committee recommended I.E.

— 43 ——

HB 4083 Rep. Sheltrown

Natural resources; other; development rights agreement or easements on farmland; subordinate state's interest under certain circumstances.

Amends sec. 36103 of 1994 PA 451 (MCL 324.36103).

I.E. House, March 27, 2003.

House substitute (H-2).

Reported by Committee on Agriculture, Forestry and Tourism.

For Senate amendment, see Senate Journal No. 53, page 715.

GENERAL ORDERS

— 44 —

SB 512 Sen. Toy

Cemeteries and funerals; other; preneed cemeteries and merchandise services; provide for under the prepaid funeral act

Amends title & secs. 1, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 18, 19, 20, 21, 22, 23 & 24 of 1986 PA 255 (MCL 328.211 et seq.) & adds secs. 12a & 12b.

Reported by Committee on Local, Urban and State Affairs.

Committee recommended I.E.

45 —

SB 513 Sen. Toy

Cemeteries and funerals; other; revisions for transferring preneed sales to combined act; provide for.

Amends title & secs. 2, 8, 9, 10, 12, 12a, 13, 15, 18, 19 & 21 of 1968 PA 251 (MCL 456.522 et seq.) & repeals sec. 16 of 1968 PA 251 (MCL 456.536).

Reported by Committee on Local, Urban and State Affairs.

Committee recommended I.E.

RESOLUTIONS

— 46 —

HCR 9 Rep. Sheltrown

A concurrent resolution to memorialize the Congress of the United States to enact legislation to provide for tariff rate quotas to deal with the importation of dry milk protein concentrates.

Reported by Committee on Agriculture, Forestry and Tourism.

For text of resolution, see Senate Journal No. 35, page 405.

Adoption pending.

— 47 ——

HCR 10 Rep. Sheltrown

A concurrent resolution to urge the United States Customs Service to work for greater enforcement of food safety standards by reconsidering the classification of dairy products, especially those containing milk protein concentrates.

Reported by Committee on Agriculture, Forestry and Tourism.

For text of resolution, see Senate Journal No. 35, page 406.

Adoption pending.

— 48 **—**

HCR 11 Rep. Sheltrown

A concurrent resolution to memorialize the Congress of the United States to enact legislation that will address the issue of the improper labeling and classification of dairy products.

Reported by Committee on Agriculture, Forestry and Tourism.

For text of resolution, see Senate Journal No. 35, page 406.

Adoption pending.

COMMITTEE REPORTS

– 49 **–**

SR 93 Sen. Patterson

A resolution to memorialize the Congress of the United States to enact legislation to regulate spam, unsolicited commercial email.

Reported by Committee on Technology and Energy. For text of resolution, see Senate Journal No. 50, page 646.

Refer to Resolutions pursuant to Rule 3.106.

____ 50 _____

SCR 24 Sen. Bishop

A concurrent resolution to memorialize the Congress of the United States to enact legislation to regulate spam, unsolicited commercial email.

Reported by Committee on Technology and Energy. For text of resolution, see Senate Journal No. 50, page 646.

Refer to Resolutions pursuant to Rule 3.106.

— 51 **—**

Certificate of Need Commission

Mr. Bradley Neal Cory, 110 Lakewood Lane, Marquette, Michigan 49855, county of Marquette, to succeed Ms. Jean Landrevile, for a term commencing on May 23, 2003 and expiring on April 14, 2006.

Reported by Committee on Government Operations. Recommendation to advise and consent.

Refer to Messages from the Governor pursuant to Rule 3.106.

SCHEDULED MEETINGS

Agriculture, Forestry and Tourism - Thursday, June 5, 9:00 a.m., Room 110, Farnum Building (373-1635)

Appropriations - Wednesday, June 4, 2:00 p.m., Senate Appropriations Room, 3rd Floor, Capitol Building (373-2523)

Subcommittees -

Commerce, Labor and Economic Development - Wednesday, June 4, 3:30 p.m. or immediately following Senate Appropriations Committee meeting, Room 405, Capitol Building (373-2420)

Community Colleges - Wednesday, June 4, 12:00 noon, Senate Appropriations Room, 3rd Floor, Capitol Building (373-6960)

Community Health Department - Thursday, June 5, 3:00 p.m., Room 210, Farnum Building (373-7946)

Environmental Quality Department - Wednesday, June 4, 3:00 p.m. or immediately following Appropriations Committee meeting, Senate Appropriations Room, 3rd Floor, Capitol Building (373-1725)

General Government - Wednesday, June 4, 1:30 p.m., Room 404, Capitol Building (373-2420)

SCHEDULED MEETINGS

Higher Education - Wednesday, June 4, 1:00 p.m., Senate Appropriations Room, 3rd Floor, Capitol Building (373-1760)

K-12, School Aid, Education - Thursday, June 5, 1:00 p.m. or later immediately following session, Senate Appropriations Room, 3rd Floor, Capitol Building (373-6960)

Transportation Department - Tuesday, June 10, 1:00 p.m., Senate Appropriations Room, 3rd Floor, Capitol Building (373-2523)

Banking and Financial Institutions - Thursday, June 5, 12:00 noon, Room 100, Farnum Building (373-2417)

Business Competitiveness Joint Select Committee (SCR 3) - Monday, June 9, 10:30 a.m., City Council Chambers, 147 Wabash, Milan (373-7670)

Commerce and Labor - Wednesday, June 4, 2:00 p.m., Room 405, Capitol Building (373-2413)

SCHEDULED MEETINGS

Economic Development, Small Business and Regulatory Reform - Wednesday, June 4, 3:00 p.m., Rooms 402 and 403, Capitol Building (373-7670)

Education, Joint Senate and House - Thursday, June 5, 2:00 p.m., Senate Hearing Room, Ground Floor, Boji Tower (formerly Michigan National Tower) (373-6920)

Families and Human Services - Thursday, June 5, 8:30 a.m., Room 210, Farnum Building (373-1801)

Finance - Wednesday, June 4, 1:00 p.m., Room 110, Farnum Building (373-1758)

Health Policy - Wednesday, June 4, 1:00 p.m., Senate Hearing Room, Ground Floor, Boji Tower (formerly Michigan National Tower) (373-3543)

Technology and Energy - Wednesday, June 4, 3:00 p.m., Room 210, Farnum Building (373-7350)

BILLS IN CONFERENCE

BILLS IN CONFERENCE					
·		Conferees		Report Agreed To	
Bill No.	Brief Title	Senate	House	Senate	House
HB 4032	Appropriations; zero budget; supplemental appropriations; provide for fiscal year 2002-2003.	Sikkema Johnson Prusi	Shulman Emmons Whitmer		